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19
20 UNITED STATES DISTRICT COURT
21
22 DISTRICT OF NEVADA

23 CHANDAN MANANSINGH and
24 ANGELA NAIRNS,

25 Plaintiffs,

26 v.

27 UNITED STATES OF AMERICA, et
28 al.,

Defendants.

Case No. 2:20-cv-01139 DWM

**JOINT PROPOSED BRIEFING
SCHEDULE**

Honorable Donald W. Molloy

1 On December 4, 2023, this Court issued an order (ECF No. 105) requiring the
2 parties to submit a joint proposed briefing schedule regarding the claims remanded in the
3 Ninth Circuit's Memorandum Opinion, as amended. (*See* ECF No. 103.) The parties
4 agree that further briefing as to Plaintiffs' intentional infliction of emotional distress,
5 abuse of process, and malicious prosecution claims is appropriate in light of the Ninth
6 Circuit's opinion.

7 The parties propose the following briefing schedule:

8 January 19, 2024: Defendants file their opening brief.

9 February 9, 2024: Plaintiffs file their opposition brief.

10 February 23, 2024: Defendants file their reply brief.

11 The parties request this schedule for the following reasons:

12 (1) Counsel for Defendants is currently scheduled for annual leave from
13 December 19, 2023 until January 5, 2024. Therefore, he will be unable to prepare and
14 finalize briefing in this matter until he returns from his leave.

15 (2) Undersigned counsel for Plaintiffs, who did not represent Plaintiffs in the
16 appeal of this matter, intends to file a motion to withdraw as counsel of record. Plaintiffs
17 are in the process of obtaining new counsel and when they do so, that counsel will need
18 sufficient time to review the record to prepare an opposition brief. Plaintiffs anticipate
19 that the schedule proposed above will allow sufficient time for them to obtain new
20 counsel and file their opposition brief.

21 Therefore, the parties respectfully request that the Court issue an order setting a
22 briefing schedule consistent with their request.

Respectfully submitted,

Dated: December 15, 2023

BRET O. WHIPPLE, ESQ.

/s/ Bret O. Whipple
Per email authorization 12/15/23
Bret Whipple, Esq.
Attorney for Plaintiffs

Dated: December 15, 2023

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